BEFORE THE CITY COUNCIL OF THE CITY OF LAFAYETTE
IN THE MATTER OF:

An Ordinance of the City Council of the City of Lafayette Amending Section 8-8122 of Chapter 8-8 Relating to Standing in a Loading Zone

Ordinance No. 577

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF LAFAYETTE DOES ORDAIN AS FOLLOWS:

Section 1. Section 8-8122 of Chapter 8-8 of the Lafayette Municipal Code, "Traffic Regulations," is hereby amended to read as follows:

8-8122 Standing in a loading zone.

(a) No person shall stop, stand or park any vehicle for any purpose or length of time, other than a ~~commercial~~ vehicle for the active and expeditious loading, unloading and delivery or pickup ~~and loading~~ of property ~~carried in the cargo area of the vehicle,~~ in any place marked as a ~~commercial~~ loading zone, per California Vehicle Code Section 21458.(a)(2) between seven a.m. and six p.m. of any day except Sundays and holidays, and then only for a period not to exceed 20 minutes or as otherwise designated by signage.

(b) The driver of a vehicle may stop temporarily at a loading zone for the purpose of and while actually engaged in loading or unloading passengers when such stopping does not interfere with any vehicle which is waiting to enter or about to enter such zone to load or unload property, and then only for a period not to exceed three minutes.

(c) When a sign has been installed which designates the period during which the loading zone is in effect, the restrictions shall apply only during the period designated on the sign.

Section 2. The City Clerk shall certify the adoption of this ordinance and shall cause same to be published as required by law.

Section 3. Effective Date. This Ordinance becomes effective thirty (30) days after its adoption.

Section 4. Severability. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance, or any part thereof is for any reason held to be unconstitutional, invalid or ineffective by any court of competent jurisdiction, such decision shall not effect the validity or effectiveness of the remaining portions of this Ordinance or any part thereof. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance irrespective of the fact that one or more sections, subsections, subdivision, paragraphs, sentences, clauses or phrases be declared unconstitutional, invalid or ineffective. To this end the provisions of this Ordinance are declared to be severable.

Section 5. Publication. The City Clerk shall either (a) have this ordinance published in a newspaper of general circulation once within fifteen (15) days after its adoption, or (b) have a summary of this ordinance published twice in a newspaper of general circulation, once five (5) days before its adoption and again within fifteen (15) days after adoption.

The foregoing ordinance was introduced at a meeting of the City Council of the City of Lafayette held on ____, 2008, and was adopted and ordered published at a meeting of the City Council held on _____ by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

ATTEST:

_____
Joanne Robbins, City Clerk

APPROVED:

_____
Mike Anderson, Mayor